

The Honorable James L. Robart

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

KATHERINE MOUSSOURIS, HOLLY  
MUENCHOW, and DANA PIERMARINI, on  
behalf of themselves and a class of those  
similarly situated,

Plaintiffs,

v.

MICROSOFT CORPORATION,

Defendant.

Case No. 2:15-cv-01483-JLR

**[PROPOSED] ORDER GRANTING  
DEFENDANT MICROSOFT'S  
MOTION FOR SUMMARY  
JUDGMENT**

1 This matter comes before the Court on Defendant Microsoft's Motion for Summary  
2 Judgment. Having considered the pleadings and papers filed by the parties in connection with  
3 this matter, any arguments of counsel, and all other matters properly before the Court, the Court  
4 finds there is no genuine dispute as to any material fact that would allow Plaintiffs' individual  
5 claims to proceed to trial and thus rules as follows:

6 **IT IS HEREBY ORDERED THAT** Defendant Microsoft's Motion for Summary  
7 Judgment is **GRANTED**.

8 **IT IS SO ORDERED.**

9 DATED this \_\_\_\_ day of \_\_\_\_\_, 2018.  
10

11  
12 \_\_\_\_\_  
13 The Honorable James L. Robart  
14 UNITED STATES DISTRICT COURT JUDGE  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

1 Dated: March 15, 2018

ORRICK, HERRINGTON & SUTCLIFFE LLP

2  
3  
4 By: *s/Mark S. Parris*  
*s/Lynne Hermle*  
*s/Jessica R. Perry*

5 \_\_\_\_\_  
Mark S. Parris (WSBA No. 13870)  
mparris@orrick.com

6  
7 701 Fifth Avenue  
Suite 5600  
8 Seattle, Washington 98104  
Telephone: +1-206-839-4300  
9 Facsimile: +1-206-839-4301  
Attorneys for Defendant

10 Lynne C. Hermle (admitted *pro hac vice*)  
lhermle@orrick.com

11  
12 Jessica R. Perry (admitted *pro hac vice*)  
jperry@orrick.com

13 1000 Marsh Road  
14 Menlo Park, CA 94025-1015  
Telephone: +1 650 614 7400  
15 Facsimile: +1 650 614 7401

16 Dated: March 15, 2018

MICROSOFT CORPORATION

17  
18 By: *s/David Howard*

19 \_\_\_\_\_  
David Howard (WSBA No. 45211)  
20 Corporate Vice President and Deputy General  
Counsel, Litigation  
dhoward@microsoft.com

21 1 Microsoft Way  
22 Redmond, Washington 98052  
Telephone: +1-425-704-768  
23  
24  
25  
26  
27

**CERTIFICATE OF SERVICE**

I hereby certify that on March 15, 2018, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of the filing to all counsel of record.

DATED: March 15, 2018

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: s/Mark S. Parris  
Mark S. Parris (WSBA No. 13870)  
mparris@orrick.com

701 Fifth Avenue, Suite 5600  
Seattle, WA 98104-7097  
Telephone: 206-839-4300  
Facsimile: 206-839-4301